

DECLARATION AND POWER OF ATTORNEY FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. UNTYP027

As a below-named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor (if only one name is fisted below) or an original, first and joint inventor (if plural names ar listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: RESISTIVE MEMORY DEVICE WITH A TREATED INTERFACE the specification of which, is attached hereto. (check onc) 2. was filed on September 19, 2003 U.S. Application No. 10/665,882 and was amended on _____ was filed on __ International PCT Application No. and was amended on _____ I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, CFR § 1.56. Prior F reign Application(s) I hereby claim foreign priority benefits under Title 35, United States code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed: Priority Benefits Claimed? Yes ___ No ___ (Filing Date) (Application No.) (Country) Yes ___ No ___ (Filing Datc) (Country) (Application No.) Provisional Application(s) I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below: (Filing Date) (Application No.) (Filing Date) (Application No.)

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Prior U.S. Application(s)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35. United States Code, § 112. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Pederal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)
(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)

Power f Attorney

And I h reby appoint the law firm of Beyer Weaver & Thomas, LLP and all practitioners who are associated with the Customer Number 022434 as my principal attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and helief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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